

REMARKS

Claims 1 to 20 remain in the application. Claim 1 has been amended to correct a very small typographical error.

New claims 21 to 26 have been added to define further patentable aspects of the present invention.

Applicant respectfully requests reconsideration and withdrawal of the rejections to claims 1 to 20 in view of the following remarks.

Claim Rejections – 35 U.S.C. 102

The Examiner has rejected claims 1, 2 and 5 under 35 U.S.C. 102(b) as being anticipated by Nelson (U.S. Patent no. 5,074,894). Since a rejection under 102 for anticipation requires that the single reference teach each and every element of the rejected claim (*Atlas Powder v. E.I. DuPont*, 750 F.2d 1569 (224 USPQ 409)(Fed. Cir. 1984)), applicant respectfully submits that the examiner's rejections under 102 in this case fail to meet this test.

Applicant's invention of claim 1 is an air purifier comprising at least an air-mover and a decontamination device, those parts spaced so as to draw a second air flow flowing along a second flow path wherein said second flow path does not flow within said operative proximity to said at least one UV emitter. While Nelson teaches an air purifier including a UV lamp to treat air passing through an opening from a first plenum to a second plenum in the purifier, Nelson does not teach a second flow path through the purifier where a second air flow can pass not within operative proximity to the UV lamp. As clearly shown in Figures 8 to 11 of Nelson, there is only one path through the air purifier and that path through opening 90 is intended to take the air flow within operative proximity to the UV lamp.

As Nelson does not teach all of the elements of claim 1, this claim and dependent claims 2 and 5 are clearly not anticipated by this prior reference. For this reason, applicant respectfully

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requests that the Examiner withdraw the rejections under 35 USC 102(b) based on Nelson. Favorable consideration is respectfully requested.

Claim Rejections – 35 U.S.C. 103

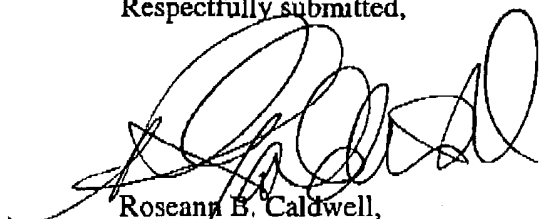
The Examiner has further rejected claims 2 to 4 and 6 to 20 under 35 U.S.C. 103(a) as being unpatentable over Nelson.

As noted above, applicant submits that Nelson fails to teach or even suggest a limitation of claim 1. Therefore, applicant submits that Nelson cannot render claims 2 to 4 and 6 to 20 obvious.

Conclusions

In light of the arguments presented by applicant herein, applicant submits that claims 1 to 20 are in a condition for allowance. Claims 21 to 26 are also in a condition for allowance. Applicant respectfully requests that the Examiner withdraw all rejections with regard to the claims in reliance on the grounds submitted by the applicant.

Respectfully submitted,



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